IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.M.JOSEPH

FRIDAY, THE 23RD MARCH 2007 / 2ND CHAITHRA 1929

WP(C).No. 8573 of 2007(U)

PETITIONER:

ELIZABETH PHILIP, W/O.GEORGE KOSY,
KALLELIL HOUSE, KOLLAKADAV, ALAPPUZHA-690 509,
(SENIOR LECTURER IN COMPUTER SCIENCE, COLLEGE OF
APPLIED SCIENCE, PAYYAPPADI, PUTHUPPALLY,
KOTTAYAM).

BY ADV. SRI.S.SUBHASH CHAND

RESPONDENTS:

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1. STATE OF KERALA, REPRESENTED BY
THE PRINCIPAL SECRETARY, HIGHER EDUCATION
DEPARTMENT, GOVERNMENT SECRETARIAT,
THIRUVANANTHAPURAM.

2. INSTITUTE OF HUMAN RESOURCES DEVELOPMENT
PRAJO'E TOWERS, VAZHUTHACAUD, THIRUVANANTHAPURAM
REPRESENTED BY ITS DIRECTOR.

3. THE DIRECTOR, INSTITUTE OF HUMAN
RESOURCES DEVELOPMENT, PRAJO'E TOWERS,
VAZHUTHACAUD, THIRUVANANTHAPURAM.

4. THE PRINCIPAL, COLLEGE OF APPLIED
SCIENCE, PAYYAPPADI, PUTHUPPALLY,
KOTTAYAM-686 034.

5. THE EXECUTIVE COMMITTEE,
INSTITUTE OF HUMAN RESOURCES DEVELOPMENT,
PRAJO'E TOWERS, VAZHUTHACAUD, THIRUVANANTHAPURAM,
REPRESENTED BY ITS CHAIRMAN.

BY ADV. SRI.S.SUJIN, SC, IHRD
R1 BY GOVT. PLEADER SRI. A.J. VARGHESE.

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 23/03/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

K.M.JOSEPH, J.

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WP.(C) No.8573 OF 2007

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Dated this the 23rd day of March, 2007

JUDGMENT

Petitioner is aggrieved by Exts.P8, P9 and P10 issued by respondents 3 and 4. Respondents 3 and 4 are the Director, Institute of Human Resources Development and Principal of the College of Applied Science. According to the petitioner, petitioner was granted leave without allowance for study purpose for undergoing M.Tech. Programme. It was ratified by the Executive Committee also. However the stand taken by respondents 3 and 4 is that leave taken by the petitioner cannot be characterised as leave taken for study purpose. Petitioner has approached the Executive Committee by filing Ext.P12 (a). In such circumstances, I feel that a decision should be taken on Ext.P12(a). Heard Sri. Sujin also.

Accordingly, the writ petition is disposed of, leaving open the contentions of the petitioner, with a direction to the fifth respondent to consider and take a decision on Ext.P12(a) in accordance with law after affording an opportunity of hearing to the petitioner within a period of six weeks from the date of receipt of a copy of this judgment.

(K.M. JOSEPH, JUDGE)

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K.M.JOSEPH, JJ.

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W.A. No. OF

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JUDGMENT

Dated this the day of February, 2006.